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PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

02/03/2004 SDIRETA1 00000001 061448 10716359

01 FC:2001	363.00 DA
02 FC:2202	372.00 DA
03 FC:2201	172.00 DA

11/21/2003 STEINEL1 00000043 061448 10716359

01 FC:1001	770.00 DA
02 FC:1202	756.00 DA
03 FC:1201	344.00 DA

Adjustment date: 02/09/2004 SDIRETA1
11/21/2003 STEINEL1 00000043 061448 10716359

01 FC:1001	770.00 CR
02 FC:1202	756.00 CR
03 FC:1201	344.00 CR

PTO-1556
(5/87)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Yang et al.

Application No: 10/716,359

Filed: November 18, 2003

For: *Cell Regulatory Genes, Encoded
Products and Uses Related Thereto*

Examiner: Not Known

Art Unit: Not Known

Docket No. HMV-038.04

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, in an envelope addressed to the Mail Stop 16, Director of the US Patent and Trademark Office P.O. Box 1450, Alexandria VA 22313-1450, on January 28, 2004.


John Barretto

REQUEST FOR REFUND OF EXCESS FILING FEE

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Sir:

On November 18, 2003, Applicants filed a Utility Patent Application based on Large Entity Status and paid Large Entity filing fees. However, Applicants are a Small Entity. Accordingly, Applicants request a refund of the excess filing fees in the following sums:

1. \$385.00 - half the basic filing fee of \$770.00;
2. \$172.00 - half the independent claim fee of \$344.00; and
3. \$378.00 - half the excess claims fee of \$756.00.


These amounts were withdrawn from Deposit Account No. 06-1448 on November 21, 2003 as indicated in the attached Deposit Account Statement for November 2003. Please refund \$935.00 to Deposit Account 06-1448, reference HMV-038.04.

Should there be any questions concerning this request, the Examiner is invited to contact the undersigned at (617) 832-1770.

Respectfully Submitted,

Date: January 28, 2004

Customer No: 25181
Patent Group
Foley Hoag, LLP
155 Seaport Blvd.
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Deposit Account Statement

Requested Statement Month: November 2003
 Deposit Account Number: 061448
 Name: FOLEY, HOAG & ELIOT LLP
 Attention: PATENT GROUP
 Address: ONE POST OFFICE SQUARE
 City: BOSTON
 State: MA
 Zip: 02109

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/03	5	P108156		1460	\$130.00	\$7,224.00
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	BALANCE	CHARGES	REPLENISH	BALANCE	
	\$7,354.00	\$29,571.00	\$35,388.00	\$13,171.00	

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